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**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES (Large Entity)**

Docket No.
540.1040US

In Re Application Of:

Anand R. Baichwal et al.

Serial No.	Filing Date	Examiner	Group Art Unit
09/676,376	September 29, 2000	Todd Ware	161S

Invention:

SUSTAINED RELEASE MATRIX SYSTEMS FOR HIGHLY SOLUBLE DRUGS

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated July 3, 2002 finally rejecting Claim(s) 1-72

The fee for this Notice of Appeal is: \$320.00

- A check in the amount of the fee is enclosed.
- The Commissioner has already been authorized to charge fees in this application to a Deposit Account. A duplicate copy of this sheet is enclosed.
- The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. _____
A duplicate copy of this sheet is enclosed.

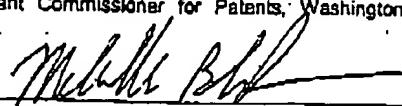


Signature

Robert J. Paradiso
Reg. No. 41.240

Dated: December 3, 2002

I certify that this document and fee is being deposited on _____ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.



Signature of Person Mailing Correspondence

Michelle Blat

Typed or Printed Name of Person Mailing Correspondence

CC:

FORM PTO-1083

ASSISTANT COMMISSIONER FOR PATENTS
Washington, DC 20231

Docket No.: 540.1040

Date: December 3, 2002

In re application of: Anand R. Baichwal, et al.
Serial No.: 09/676,376
Filed: September 29, 2000
For: SUSTAINED RELEASE MATRIX SYSTEMS FOR HIGHLY SOLUBLE DRUGS

Sir:

Transmitted herewith is a:

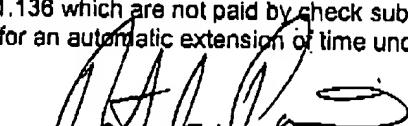
Petition for extension under 37 C.F.R. 1.136 (in duplicate)
 Other: -Notice of Appeal
- check in the amount of \$610.00

The Assistant Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0552.

Any filing fee under 37 C.F.R. 1.16 for the presentation of additional claims which are not paid by check submitted herewith.

Any patent application processing fees under 37 C.F.R. 1.17.

Any petition fees for extension under 37 C.F.R. 1.136 which are not paid by check submitted herewith, and it is hereby requested that this be a petition for an automatic extension of time under 37 CFR 1.136.



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I hereby certify that this correspondence and/or documents referred to as attached therein and/or fees are being deposited with the United States Postal Service with sufficient postage as "first class mail" in an envelope addressed to "Assistant Commissioner for Patents, Washington, D.C. 20231" on December 3, 2002.

DAVIDSON, DAVIDSON & KAPPEL, LLC

By: 